

## Message

**From:** Dorka, Lilian [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=AF796221E00A4A338CEA3C72ADB0D057-DORKA, LILL]  
**Sent:** 4/26/2018 9:46:54 PM  
**To:** David A. Ludder [davidaludder@enviro-lawyer.com]  
**CC:** Robinson, Brittany [Robinson.Brittany@epa.gov]; Biffi, Betsy [Biffi.Betsy@epa.gov]; Rhines, Dale [rhines.dale@epa.gov]; Temple, Kurt [Temple.Kurt@epa.gov]  
**Subject:** RE: ADEM authority to comply with Title VI

Thank you Mr. Ludder. This is to confirm receipt of your email.

Lilian

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**From:** David A. Ludder [mailto:davidaludder@enviro-lawyer.com]  
**Sent:** Thursday, April 26, 2018 5:05 PM  
**To:** Dorka, Lilian <Dorka.Lilian@epa.gov>  
**Subject:** ADEM authority to comply with Title VI

Lilian:

This interrogatory and answer (under oath) confirms that ADEM does not have adequate authority to ensure that its actions will not violate Title VI.

16. Identify all statutes that you contend authorize the Alabama Department of Environmental Management to revoke or modify a permit, previously issued by the Alabama Department of Environmental Management, solely on the basis of disparate impacts on populations of a particular race, color, national origin, disability, age or sex and explain the basis for your contention.

**Response:** Defendant objects to this Interrogatory on the same basis the response to Interrogatory No. 15 above and without waiving objections, Defendant does not contend that the Department has legal authority to revoke, modify, or deny issuance of a permit, whether

previously issued or not, solely on the basis of disparate impacts to a particular group of individuals.

*David*

David A. Ludder

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